

**NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS**

California Rules of Court, rule 977(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 977(b). This opinion has not been certified for publication or ordered published for purposes of rule 977.
--

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

THE PEOPLE,

Plaintiff and Respondent,

v.

DANJUEL M. RICHARDSON,

Defendant and Appellant.

B177043

(Los Angeles County  
Super. Ct. No. BA255991)

APPEAL from a judgment of the Superior Court of Los Angeles County, David Mintz, Judge. Dismissed.

Marilee Marshall & Associates and Marilee Marshall, under appointment by the Court of Appeal, for Defendant and Appellant.

Bill Lockyer, Attorney General, Robert R. Anderson, Chief Assistant Attorney General, Pamela C. Hamanaka, Senior Assistant Attorney General, Lance E. Winters, Supervising Deputy Attorney General and Timothy M. Weiner, Deputy Attorney General, for Plaintiff and Respondent.

Defendant, Danjuel M. Richardson, purports to appeal from a judgment after he entered a nolo contendere plea to a felony and admitted certain special allegations. The sole ground set forth in the notice of appeal was that defendant should have been permitted to withdraw his no contest plea. We noted defendant failed to secure a probable cause certificate as required by Penal Code section 1237.5 and California Rules of Court, rule 30(b). We have a duty to raise the issue of our own jurisdiction on our own motion. (*Jennings v. Marralle* (1994) 8 Cal.4th 121, 126; *Olson v. Cory* (1983) 35 Cal.3d 390, 398.) Hence, we issued an order to show cause concerning possible dismissal of the appeal and allowed the parties the option of oral argument. Because no probable cause certificate was secured, the appeal must be dismissed. (*In re Chavez* (2003) 30 Cal.4th 643, 646-647, 650; *People v. Panizzon* (1996) 13 Cal.4th 68, 74-75; *People v. Way* (2003) 113 Cal.App.4th 733, 735.) There is no merit to defendant's contention he should be given an opportunity to now seek a probable cause certificate.

The appeal is dismissed.

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

TURNER, P.J.

We concur:

GRIGNON, J.

ARMSTRONG, J.